IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

MONDAY THE SIXTEENTH DAY OF JULY
TWO THOUSAND AND SEVEN

PRESENT
THE HON'BLE MR JUSTICE BILAL NAZKI
&
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO.14197 of 2007

Between:
M/s.Andhra Fuels Private Limited
Amrutha Mall, Somajiguda,
Hyderabad-500 016,
Rep.by its General Manager-Finance,
Mr.S.Ravi Prasad

..... PETITIONER

AND
The Commercial Tax Officer,
Panjagutta Circle, Hyderabad and 2 others

.....RESPONDENTS

THE HON'BLE SRI JUSTICE BILAL NAZKI
&
THE HON'BLE SRI JUSTICE S.ANANDA REDDY

WRIT PETITION No.14197 of 2007

ORDER: (per Hon'ble Sri Justice Bilal Nazki)

An application was moved for grant of stay before the 3rd respondent who rejected the application, and the petitioner filed a writ petition being W.P.6234/2007, which was dismissed as withdrawn, giving liberty to the petitioner to move the Tribunal for early hearing of the appeal. The Tribunal has now fixed the date of hearing as 13.08.2007. It is conceded by the learned Government Pleader that 50% of liability has already been paid by the petitioner.

Since the matter is coming up for final hearing before the Tribunal, within a month, and the petitioner has already paid 50% of the disputed liability, We think it would be appropriate that no coercive steps should be taken pending appeal before the Tribunal. As such, We set aside the impugned notice and direct that no coercive steps be taken for recovery of the disputed amount from the petitioner, till the appeal is disposed of by the Tribunal.

The Writ Petition is, accordingly, disposed of. No order as to costs.

BILAL NAZKI,J

S.ANANDA REDDY.J

Dated: 16.07.2007
Dsr

Note:
Issue order by wire

at party’s costs

B/o

Dsr